

Report to:	Licensing Panel
Relevant Officer:	Sharon Davies, Head of Licensing Services
Date of Meeting :	7 th April 2015

APPLICATION TO REVIEW A LICENCE – 12 Central Drive

1.0 Purpose of the report:

- 1.1 12 Central Drive, Blackpool has the benefit of a Premises Licence permitting the sale of alcohol for consumption off the premises 08.00 – 00.00 daily. The licence holder and DPS is Paul Carpenter
- 1.2 On 13th February 2015, the Licensing Service received an application to review the licence on the grounds of prevention of crime and disorder, public safety and protection of children from harm.
- 1.3 The review application was submitted by Weights and Measures. Representations have been received from Lancashire Constabulary.

2.0 Recommendation(s):

- 2.1 The Panel is requested to determine the review application.

3.0 Reasons for recommendation(s):

- 3.1 This application must be determined by a Licensing Panel.
- 3.2a Is the recommendation contrary to a plan or strategy adopted or approved by the Council? No
- 3.2b Is the recommendation in accordance with the Council's approved budget? Yes
- 3.3 Other alternative options to be considered:
- None, once an application for a review is submitted it must be considered by the Licensing Panel.

4.0 **Background Information**

4.1 **Local policy considerations**

None

4.2 **National policy considerations**

Section 11 reviews is relevant in particular:

11.20 – In deciding which of these powers to invoke, it is expected that licensing authorities should so far as possible seek to establish the cause or causes of the concerns that the representations identify. The remedial action should generally be directed at these causes and should always be no more than an appropriate and proportionate response.

- 4.3 If a suspension or revocation is being considered 11.23 should be taken into account “it will always be important that any detrimental financial impact that may result from a licensing authority’s decision is appropriate and proportionate to the promotion of the licensing objectives. But where premises are found to be trading irresponsibly, the licensing authority should not hesitate, where appropriate to do so, to take tough action to tackle the problems at the premises and, where other measures are deemed insufficient, to revoke the licence.”

The panel have the following powers:

1. Take no action
2. Modify the conditions of the licence (by adding removing or varying conditions)
3. Exclude a licensable activity from the licence
4. Remove the DPS
5. Suspend the licence for up to three months
6. Revoke the licence.

4.4 **Observations**

This licence was granted in October 2006 and has the following conditions endorsed:

Annex 1 - Mandatory conditions

- 1 No supply of alcohol may be made under the premises licence -
 - a) At a time when there is no designated premises supervisor in respect of the premises licence,

or

- b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- 2 Every supply of alcohol under the premise licence must be made or authorised by a person who holds a personal licence.
- 3 The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol. The policy must require individuals who appear to the responsible person to be under 18 year of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

Annex 2 - Conditions consistent with the Operating Schedule

- 1 The Licence holder is to support and rigorously enforce the Challenge 21 proof of age policy.

Any person who looks or appears to be under the age of 21 shall be asked to provide identification that they are over the age of 18. The following are the only forms of identification acceptable:
 - i. UK photo driving licence
 - ii. Passport
 - iii. Proof of Age Standards Scheme Card
- 2 The fire alarm coverage shall be upgraded to interlinked mains wired domestic smoke detectors conforming to BS 5839 Part 6 in the following places:
 - a) ground floor retail area
 - b) head of stairs at first floor level
 - c) rear stock room
 - d) front stock room
- 3 Emergency lighting conforming to BS 5266 shall be provided at the head of the stairs and at middle landing level on the stairs.
- 4 The firefighting equipment shall be tested in accordance with BS 423.
- 4 All escape routes and circulation areas shall be kept free of combustibles, stored items and obstructions.

4.5 Does the information submitted include any exempt information? No

4.6 **List of Appendices:**

Appendix 4a: Application

Appendix 4b: Representations from Lancashire Constabulary

5.0 **Legal considerations:**

5.1 Please see local and national policy in the background information.

6.0 **Human Resources considerations:**

6.1 None

7.0 **Equalities considerations:**

7.1 None

8.0 **Financial considerations:**

8.1 None